

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

<p>In re:</p> <p>AMYRIS, INC., <i>et al.</i>,</p> <p style="text-align: right;">Debtors.¹</p>	<p>Chapter 11</p> <p>Case No. 23-11131 (TMH)</p> <p>(Jointly Administered)</p>
<p>LAVVAN, Inc.,</p> <p style="text-align: right;">Appellant,</p> <p style="text-align: center;">v.</p> <p>AMYRIS, INC., <i>et al.</i>,</p> <p style="text-align: right;">Appellees.</p>	<p>Civil Action No. 23-cv-01239-MN</p> <p>Bankruptcy BAP No. 23-00062</p>

**APPELLEES’ JOINT DESIGNATION OF ADDITIONAL ITEMS
TO BE INCLUDED IN THE RECORD ON APPEAL**

Pursuant to Fed. R. Bankr. P. 8009(a)(2) and Del. Bankr. L. R. 8009-1, the above-captioned debtors and debtors in possession (the “Debtors”), Foris Ventures, LLC, Perrara Ventures, LLC, Anesma Group, LLC, Anjo Ventures, LLC, and Muirisc, LLC (collectively, the “Foris Prepetition Secured Lenders”), and (ii) Euagore, LLC (the “DIP Agent” and “DIP Lender,” together the “DIP Secured Parties”) (the Debtors, the Foris Prepetition Secured Lenders, and the DIP Secured Parties are referred to collectively herein as the “Appellees”) hereby jointly submit their counter-designation of items to be included in the record on appeal. This list supplements the list designated in *Appellants’ (I) Statement of the Issues to be Presented on Appeal and (II) Designation of Items to be Included in the Record on Appeal*, filed on November 13, 2023 [Docket No. 727].

¹ A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ proposed claims and noticing agent at <https://cases.stretto.com/Amyris>. The location of Debtor Amyris Inc.’s principal place of business and the Debtors’ service address in these chapter 11 cases is 5885 Hollis Street, Suite 100, Emeryville, CA 94608.

DESIGNATION OF ADDITIONAL ITEMS TO INCLUDE IN RECORD

Appellees designate the following additional items² to be included in the record on appeal.

Each designated item includes any exhibits thereto.

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
N/A	1	45	2018.06.29 Loan and Security Agreement	
N/A	2		2018.06.29 Promissory Note	
N/A	3		2018.06.29 GACP UCC-1 No. 2018 4480998	
N/A	4		2018.08.24 Amendment No 1 to Loan Agreement	
N/A	5		2018.11.14 Amendment No. 2 to Loan Agreement	
N/A	6		2018.12.14 Amendment No 3 to Loan Agreement	
N/A	7		2019.04.04 Amendment No 4 to Loan Agreement	
N/A	8	34	2019.04.08 Amyris-Foris Credit Agreement	
N/A	9	35	2019.04.08 Amyris-Foris Note	
N/A	10		2019.04.15 Assignment	
N/A	11	12	2019.04.15 GACP-Amyris Loan Purchase Agreement	
N/A	12	13	2019.04.17 UCC Amendment No. 2019 2678519	
N/A	13	38	2019.06.11 Amyris-Foris Note	
N/A	14	41	2019.07.10 Foris Promissory Note	
N/A	15	42	2019.07.26 Foris Promissory Note	
N/A	16		2019.08.14 Foris Amended Note	
N/A	17	15	2019.08.14 Foris LSA Amendment No 5	
N/A	18	48	2019.08.28 Amyris-Foris Credit Agreement	
N/A	19	49	2019.08.28 Amyris-Foris Promissory Note	
N/A	20	17	2019.10.10 LSA Amendment No 6	
N/A	21		2019.10.11 Foris Note	
N/A	22	56	2019.10.11 Common Stock Warrant	
N/A	23	18	2019.10.29 Foris AR LSA	

² Items already designated in Appellant's Designation of the Record are denoted with an asterisk in the table below.

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
N/A	24		2019.11.21 DE UCC Amendment No. 2019 6821769	
N/A	25	19	2019.11.21 UCC Amendment No. 2019 8268067	
N/A	26	54	2019.11.27 Secured Term Promissory Note	
N/A	27	50	2019.11.27 Common Stock Warrant	
N/A	28		2019.12.20 Forbearance Agreement (December 2019)	
N/A	29	20	2020.01.31 Foris Warrant Exercise and Debt Equitization Agreement	
N/A	30		2020.02.27 Foris Forbearance Agreement (February 2020)	
N/A	31		2020.03.11 Amyris Foris Waiver (March 2020)	
N/A	32		2020.05.06 Amyris Foris Waiver (April 2020)	
N/A	33		2020.05.06 Amyris Foris Waiver (May 2020)	
N/A	34	23	2020.06.01 Amendment N.1 to AR Foris LSA	
N/A	35		2020.08.08 Amyris Foris Waiver	
N/A	36		2020.11.05 Amyris Foris Waiver (November 2020)	
N/A	37		2020.12.31 Exercise Notices	
N/A	38		2021.03.04 Amyris Foris Waiver and Consent	
N/A	39		2021.04.30 Amyris Foris Waiver and Consent	
N/A	40		2021.11.06 Amyris Foris Waiver Consent and Notice	
N/A	41	22	2021.11.09 Foris LSA Amendment	
N/A	42		2022.09.27 Amyris Foris Waiver and Consent	
N/A	43	24	2022.06.29 Foris LSA Amendment	
N/A	44		2023.03.10 Amyris Foris Waiver and Consent	
N/A	45		FAS Update Dated June 30, 2009	

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
171-A	46	1	2019.03.18 Research Collaboration and License Agreement	
171-B	47	2	2019.05.02 Lavvan - Security Agreement	
N/A	48		2019.05.02 Assignment Agreement	
171-C	49	3	2019.05.09 Lavvan UCC-1 No. 2019 3209363	
211-A	50	5	2019.05.02 Lavvan - Subordination Agreement	
N/A	51	55	2019.05.02 Officer's Certificate dated May 2, 2019	
N/A	52		2023.05.25 UCC Amendment No. 2023 2411693	
402-A	53	7	2019.05.02 Consent and Waiver	
N/A	54	31 / 44	8-K filed on August 20, 2019	
N/A	55		8-K filed on October 16, 2019	
N/A	56		8-K filed on November 1, 2019	
N/A	57	55	8-K filed on December 2, 2019	
N/A	58	57	8-K filed on February 06, 2020	
N/A	59		8-K filed on June 4, 2020	
N/A	60		8-K filed on July 1, 2022	
N/A	61		10-Q filed on August 10, 2020	
N/A	62		8-K filed on November 20, 2019	
N/A	63	6	10-K FYE 12.31.20 filed on March 5, 2021	
N/A	64		10-K FYE 12.31.22 filed on March 16, 2023	
N/A	65		10-K FYE 12.31.21 filed on March 9, 2022	
N/A	66	32	January 31, 2019 Accounting File Memorandum	
N/A	67		2019.10.10 Amyris, Inc. Valuation of Foris LSA as of October 19, 2019 Summary USD in Actual	
N/A	68	58	April 2020 Accounting File Memorandum	
171-D		4	That certain email sent by the International Chamber of Commerce International Court of Arbitration, dated August 11, 2023	
402-B		8	That certain Model Form Intercreditor Agreement prepared by the Intercreditor Agreement Task Force.	

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
402-C		9	That certain Amendment No 1 to Amended and Restated Loan and Security Agreement, dated June 1, 2022.	
402-D		10	That certain Loan and Security Agreement, dated June 29, 2018.	
402-E		11	That certain Amended and Restated Loan and Security Agreement, dated October 28, 2019.	
N/A		14	That certain UCC Financing Statement Amendment, dated June 5, 2019	
N/A		16	That certain UCC Financing Statement Amendment, dated September 17, 2019	
		21	That certain UCC Financing Statement Amendment, dated April 1, 2021	
N/A		25	That certain UCC Financing Statement Amendment, dated December 13, 2022	
N/A		26	That certain UCC Financing Statement Amendment, dated May 25, 2023	
N/A		27	That certain Form 8-K filed by Amyris, Inc. on April 5, 2021	
N/A		28	That certain Schedule 14(a) Proxy Statement filed by Amyris, Inc. on July 6, 2020.	
N/A		30	That certain Form 8-K filed by Amyris, Inc. on September 4, 2019	
N/A		33	Those certain Minutes of a Regular Meeting of the Audit Committee of Amyris, Inc. dated October 22, 2019	
N/A		36	That certain Form 8-K filed by Amyris, Inc. on April 11, 2019	
N/A		37	That certain Form 8-K filed by Amyris, Inc. on April 17, 2019	
N/A		39	That certain Form 8-K filed by Amyris, Inc. on June 17, 2019	
N/A		40	That certain Form 8-K filed by Amyris, Inc. on July 15, 2019	
N/A		43	That certain Form 8-K filed by Amyris, Inc. on August 1, 2019	

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
N/A		44	That certain Form 8-K filed by Amyris, Inc. on August 20, 2019	
N/A		46	That certain Form 8-K filed by Amyris, Inc. on July 2, 2018	
N/A		47	That certain Form 8-K filed by Amyris, Inc. on April 10, 2019	
N/A		51	That certain Form 8-K filed by Amyris, Inc. on October 16, 2019	
N/A		52	That certain Accounting File Memorandum, dated November, 2019	
N/A		53	That certain Excel file titled After Expensing Fees to Lenders created on January 28, 2020	
N/A		59	Meeting Minutes	
N/A		60	2019 10-K	
N/A		61	Schedule 14-A	
1			Voluntary Petition of Amyris, Inc.	
17			Declaration of Steven Fleming in Support of Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
18			Declaration of Han Kieftenbeld in Support of the Debtors Chapter 11 Petitions and First Day Relief	*
19			Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
20			Declaration of Lorie Beers in Support of Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
30			Notice of Hearing on First Day Motions	
40			Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	
41			Affidavit/Declaration of Service	
42			Amended Notice of Agenda of Matters Scheduled for Hearing	
50			Order Authorizing Joint Administration of Related Chapter 11 Cases for Procedural Purposes Only	
54			Interim Order (I) Authorizing the Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
75			Notice of Hearing on Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
98			Debtors' First Day Hearing Presentation	*
104			Affidavit/Declaration of Service	

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
120			Declaration of Han Kieftenbeld in Support of Joint Motion of the Debtors for Order (A) Directing Joint Administration of Related Chapter 11 Cases For Procedural Purposes Only, and (B) Applying Certain Orders in the Chapter 11 Cases of Amyris, Inc. and Its Affiliated Debtors to the Chapter 11 Cases of Clean Beauty Collaborative, Inc., Clean Beauty 4U Holdings, LLC, and Clean Beauty 4U LLC	
121			Notice of Hearing on First Day Motions	
125			Order (A) Directing Joint Administration of Related Chapter 11 Cases For Procedural Purposes Only, and (B) Applying Certain Orders in the Chapter 11 Cases of Amyris, Inc. and Its Affiliated Debtors to the Chapter 11 Cases of Clean Beauty Collaborative, Inc., Clean Beauty 4U Holdings, LLC, and Clean Beauty 4U LLC	
126			Transcript regarding First Day Hearing held 08.24.23	
138			Amended Notice of Hearing	
171			[SEALED] Objection (Limited Objection of Lavvan, Inc. to Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
172			(REDACTED) Limited Objection of Lavvan, Inc. to Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
174			[SEALED] Lavvan, Inc.'s Motion for Limited Modification of Automatic Stay to Permit Issuance of an Arbitration Award	*
175			(REDACTED) Lavvan, Inc.'s Motion for Limited Modification of Automatic Stay to Permit Issuance of an Arbitration Award	*
176			Motion for Entry of an Order Authorizing Lavvan, Inc. to File Under Seal Its (I) Limited DIP Objection to DIP Motion and (II) Motion for Modification of Automatic Stay	*
211			Supplemental Objection of Lavvan, Inc. to Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
213			Statement of the Debtors with Respect to Lavvan, Inc.'s Motion for Limited Modification of Stay to Permit Issuance of an Arbitration Award	*
218			Certificate of No Objection Regarding Motion for Entry of an Order Authorizing Lavvan, Inc. to File Under Seal Its (I) Limited DIP Objection to DIP Motion and (II) Motion for Modification of Automatic Stay	
226			Certification of Counsel Regarding Order Granting Limited Modification of Automatic Stay to Permit Issuance of an Arbitration Award	
230			Order Granting Limited Modification of Automatic Stay to Permit Issuance of an Arbitration Award	*
231			Order Authorizing Lavvan, Inc. to File Under Seal Its (I) Limited DIP Objection to DIP Motion and (II) Motion for Modification of Automatic Stay	*

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
235			Reply Of Euagore, LLC And The Foris Prepetition Secured Lenders To Objection Of Lavvan, Inc., And Joinder To Reply Of The Debtors In Support Of Final Order (I) Authorizing Debtors To (A) Obtain Postpetition Financing And (B) To Utilize Cash Collateral, (II) Granting Adequate Protection To Prepetition Secured Parties, (III) Modifying The Automatic Stay, And (IV) Granting Related Relief	*
236			[SEALED] Reply of the Debtors in Support of Final Order (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
237			Debtors' Motion for Entry of an Order Authorizing Debtors to File Under Seal Certain Information Related to Reply of the Debtors in Support of Final Order (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, and (IV) Granting Related Relief	*
238			Redacted Reply of the Debtors in Support of Final Order (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
245			Debtors' Witness and Exhibit List for Hearing on September 14, 2023 at 2:00 p.m. (ET)	
248			The Foris Lenders' Witness and Exhibit List for Hearing Scheduled for September 14, 2023 at 2:00 p.m. (ET)	*

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
253			Certificate of Service	
263			Notice of Amendment No. 1 to the Senior Secured Super Priority Debtor in Possession Loan Agreement	
267			Statement of the Official Committee of Unsecured Creditors Regarding the Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	
269			Preliminary Statement of Ad Hoc Cross-Holder Group to Debtors' Motion for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	
272			Lavvan Inc.'s Witness and Exhibit List for Hearing Scheduled for September 14, 2023 at 2:00 p.m. (ET)	*
273			Reply of the Debtors in Support of Final Order on Motion (A) To Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, and (IV) Granting Related Relief	*
287			Affidavit/Declaration of Service	

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
298			Notice of Zoom Status Conference on Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
308			Transcript regarding hearing held 09.14.23	*
315			Certification of Counsel Regarding Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
318			Certification of Counsel Regarding Debtors' Proposed Scheduling Order with Respect to Continued Hearing on the Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) To Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
320			Certification of Counsel Regarding Proposed Order Approving Briefing Schedule	*
322			Second Interim Order (I) Authorizing the Debtors (A) to Obtain Postpetition Financing and (B) Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
323			Scheduling Order with Respect to Continued Hearing on the Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
384			Affidavit/Declaration of Service	
385			Affidavit/Declaration of Service	
387			Notice of Deposition of Han Kieftenbeld	*
388			Notice of Deposition of Theodore Martens	*
396			Notice of Deposition of Michael Gaul	*
398			Notice of Amendment No. 2 to the Senior Secured Super Priority Debtor in Possession Loan Agreement	
402			Opening Brief of Lavvan, Inc. in Opposition to Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
403			Supplemental Brief of Euagore, LLC and the Foris Prepetition Secured Lenders with respect to Continued Hearing on the Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors to (A) Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, and (IV) Granting Related Relief	*

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
404			Opening Supplemental Brief of the Debtors in Support of Entry of Final Order (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay and (IV) Granting Related Relief	*
407			The Foris Lenders' Witness and Exhibit List for Hearing Scheduled October 4, 2023 at 10:00 a.m. (ET)	*
408			Debtors' Witness and Exhibit List for Hearing on October 4, 2023 at 10:00 A.M.	*
415			Lavaan Inc.'s Witness and Exhibit List for Hearing Scheduled for October 4, 2023 at 10:00 a.m. (ET)	*
417			Motion to Quash Lavvan Inc.'s Notice of Deposition of John Doerr	*
418			Joinder to Motion to Quash Lavvan Inc.'s Notice of Deposition of John Doerr	*
420			Notice of Hearing on Motion to Quash Lavvan Inc.'s Notice of Deposition of John Doerr (to be conducted via Zoom) (*
429			Order Granting Motion to Quash Lavvan Inc.'s Notice of Deposition of John Doerr	*
433			Joint Reply of the Debtors, Euagore, LLC, and the Foris Prepetition Secured Lenders to Opening Brief of Lavvan, Inc. in Opposition to Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
435			Reply Brief of Lavvan, Inc. in Opposition to Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
439			Certificate of Service	
440			Affidavit/Declaration of Service	
443			Notice of Filing (I) Revised Proposed Final Order (I) Authorizing the Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief; and (II) Notice of Amendment No. 3 to the Senior Secured Super Priority Debtor in Possession Loan Agreement	
444			Debtors (1) Further Opposition to Lavvan, Inc.'s Request for Imposition of an Adverse Inference and (2) Opposition to Lavvan, Inc.'s Cross-Motion to Exclude Testimony of Oksana Wright	*
457			Affidavit/Declaration of Service	
476			Affidavit/Declaration of Service	
491			Transcript regarding hearing held 10.04.23	*
493			Certificate of Service	
494			Certificate of Service	
497			Notice of Hearing Regarding Ruling on Motion of the Debtors for Interim and Final Orders (I) Authorizing Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
508			Notice of Filing (I) Revised Proposed Final Order (I) Authorizing the Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	
509			Ad Hoc Noteholder Group's Limited Objection to Debtors' Proposed Form of Final Order (I) Authorizing the Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, and (IV) Granting Related Relief	
517			Notice of Amendment No. 4 to the Senior Secured Super Priority Debtor in Possession Loan Agreement	
522			Statement of the Official Committee of Unsecured Creditors Regarding Debtors' Proposed Form of Final Order Authorizing DIP Financing and Extending the Committee's Investigation Challenge Period	
543			Transcript regarding hearing held 10.11.23	*
549			Reply of Euagore, LLC and the Foris Prepetition Secured Lenders to the Ad Hoc Noteholder Group's Limited Objection to the Debtors' Proposed Final DIP Order	
551			Debtors' Response to the Ad Hoc Noteholder Group's Limited Objection to the Debtors Proposed Form of Final DIP Order	
558			Final Order (I) Authorizing the Debtors (A) to Obtain Postpetition Financing and (B) to Utilize Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, (III) Modifying the Automatic Stay, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief	*
577			Affidavit/Declaration of Service	
588			Transcript regarding hearing held 10.16.23	

Docket No.	Debtors' Admitted Exhibit No.	Lavvan's Admitted Exhibit No.	Description	* Listed in Appellant's Designation of Record
620			Challenge-Period Adversary Complaint to Challenge Enforceability, Priority, and Extent of Security Interests and Liens, and Other Relief	*
634			Notice of Appeal	*
N/A			Expert Report of Theodore F. Martens	
N/A			Expert Rebuttal Report of Michael Gaul, CTP, CFE	

[Remainder of Page Intentionally Left Blank]

Dated: November 27, 2023

PACHULSKI STANG ZIEHL & JONES LLP

/s/ James E. O'Neill

Richard M. Pachulski (admitted *pro hac vice*)
Debra I. Grassgreen (admitted *pro hac vice*)
James E. O'Neill (DE Bar No. 4042)
Jason H. Rosell (admitted *pro hac vice*)
Steven W. Golden (DE Bar No. 6807)
919 N. Market Street, 17th Floor
P.O. Box 8705
Wilmington, DE 19899-8705 (Courier 19801)
Telephone: (302) 652-4100 / Facsimile: (302) 652-4400
Email: rpachulski@pszjlaw.com
dgrassgreen@pszjlaw.com
joneill@pszjlaw.com
jrosell@pszjlaw.com
sgolden@pszjlaw.com

*Counsel to the Debtors and Debtors in Possession,
Appellees*

TROUTMAN PEPPER HAMILTON SANDERS LLP

/s/ David M. Fournier

David M. Fournier (DE No. 2812)
Kenneth A. Listwak (DE No. 6300)
TROUTMAN PEPPER HAMILTON SANDERS LLP
Hercules Plaza, Suite 5100
1313 N. Market Street
P.O. Box 1709
Wilmington, DE 19899-1709
Telephone: (302) 777-6500 / Facsimile: (302) 421-8390
E-mail: david.fournier@troutman.com
ken.listwak@troutman.com

-and-

GOODWIN PROCTER LLP

Michael H. Goldstein (admitted *pro hac vice*)
Alexander J. Nicas (admitted *pro hac vice*)
Debora Hoehne (admitted *pro hac vice*)
Artem Skorostensky (admitted *pro hac vice*)
The New York Times Building
620 Eighth Avenue
New York, NY 10018
Telephone: (212) 813-8800
Email: mgoldstein@goodwinlaw.com
anicas@goodwinlaw.com
dhoehne@goodwinlaw.com
askorostensky@goodwinlaw.com

*Counsel to the Foris Prepetition Secured Lenders and the
DIP Secured Parties, Appellees*

